

## IRONWORKERS GAVE \$2,000 TO DYNAMITER

Ryan Admits on Stand His Union Helped Man in Penitentiary.

## HAD BLOWN UP BRIDGE

Labor Leader Says He Knew Nothing of Checks Being Paid Out.

INDIANAPOLIS, Dec. 3.—When Frank M. Ryan, president of the International Association of Bridge and Structural Iron Workers, left the witness chair at the adjournment of the "dynamite" trial this afternoon, great loads of perspiration were standing out on his forehead and he was visibly nervous as a result of the grilling he had undergone on cross-examination by the District Attorney.

The witness had been forced to admit that his organization had undertaken the defense of a man named O'Donald, who was arrested in Massachusetts for assault and dynamiting a bridge that O'Donald was sent to the penitentiary, that the association had paid money regularly and that the amount which he received aggregated some \$2,000. At the same time the witness said the organization had nothing to do with the dynamiting, but contributed to O'Donald through sympathy, believing him innocent.

Letters from Frank Webb of New York to the witness and also to J. J. McNamara were handed to the witness. One of these referred to Ryan, Pa., and said: "I think some money could be spent here on the quiet, and I'll guarantee that the goods will be delivered. You know how careful a man must be in a case of this kind."

Ryan said he did not know to what Webb referred and he "didn't do anything about the letter, as it didn't interest me."

In another letter Webb said: "I believe that is the place to put a spike, referring to Ryan, and make the railroad think that I never believe in talking too much and in this case I will know nothing." Ryan explained that the words "place to put a spike" referred to a strike.

The witness said he had been president of the organization since 1905; that there had never been any record of the proceedings of the executive board except what appeared in the *Bridgebuilder*, the official organ; that J. J. McNamara kept the minutes on a letter tab and he did not know what became of them; that the various sums contributed by the organization from time to time were sent to locals, but the money was not to be used for any other purpose.

District Attorney Miller brought out that J. E. McElroy, now acting secretary-treasurer of the union, having succeeded Heckman, Ryan resigned after going to the penitentiary, and Ryan also brought out that J. J. McNamara was continued in office and re-elected by a convention long after President Ryan and other board members knew of the finding of dynamite and internal machines at the iron workers headquarters.

Ryan also said that the constitutional provision requiring the publishing of a detailed accounting of expenditures monthly had been annulled by a subsequent convention endorsing the action of the executive board. He admitted that it still remained in the constitution, published from time to time.

"You did learn of these \$1,000 checks the night McNamara was arrested," asked Mr. Miller.

"Yes, sir," was the reply.

"And yet you made no efforts during a whole year afterward to get out the accounts and make them truthful?"

"I do not know that they are not truthful."

"Under the rules and regulations, the laws of your association, no money can be paid out without your signature," asked Mr. Miller.

"No, sir."

"And yet you state that month in and month out, year after year, \$1,000 checks were paid out and you never heard of it?"

"I never heard of it," answered Ryan.

Referring to the arrest of John J. McNamara and a statement made by the organization officials, Mr. Miller asked: "You charged that the officers and detectives had planned the dynamite and had kidnapped John J. McNamara, did you not?"

"Yes, sir," was the reply.

"Had you made a full investigation?"

"Yes, sir."

"And it was after a full investigation that you gave out a statement that the officers had planned J. J. McNamara and carried him off, and that there was nothing against him?"

"Yes, sir, that was my best impression," answered Ryan.

Ryan was asked whether he had heard of the explosions against non-union iron works occurring throughout the country. He said he "had heard of them."

Asked in particular whether he had heard of several the District Attorney named, Ryan said he "might have read of them."

## BIBLICAL STORY ON STAGE.

For Details of "Joseph and His Brethren" See Holy Writ.

"Joseph and His Brethren," by Louis N. Parker, will be the next spectacle to be produced at the Century Theatre, following the run of "The Daughter of Heaven." No definite date has been set for the first performance, but it is expected that the spectacle will be ready by the middle of January.

George C. Tyler of Liebler & Co., while in London six years ago, saw at the Coliseum a series of tableaux representing pictures from the story of Joseph. No word was spoken in connection with the pictures owing to a British law prohibiting the use in theatres of language from the Scriptures. Mr. Tyler engaged Mr. Parker to write the words and brought the play home with him.

It was Mr. Tyler's intention to produce the spectacle at the New Amsterdam Theatre, but he found himself unable to put up the \$75,000 necessary. Later success came to his firm and the New Theatre was leased and renamed the Century Theatre. Then the production of "The Garden of Allah" and later "The Daughter of Heaven," the present attraction, crowded out the production of "Joseph and His Brethren."

No details of the spectacle have been made public. It is simply announced that the piece is based on the story of Joseph and that the plot would be understood in advance by consulting the Bible.

Lebanon Hospital Asks for Help.

The directors of Lebanon Hospital have issued an appeal for aid in raising \$5,000 to meet a pressing deficit. The hospital, which was started twenty-five years ago, cared for 30,000 patients in the dispensary and more than 1,500 inpatient patients in the hospital. Most of the patients were treated without charge.

In their appeal the directors say that small contributions will be welcome as well as large. They may be sent to Jerome J. Schreiber of Kahn, Loeb & Co., 92 William street.

The Wall Street edition of THE EVENING SUN contains all the financial news and the stock and bond quotations in the close of the market. The closing quotations, including the bid and asked prices, with additional news matter, are contained in the next and last editions of THE EVENING SUN.

## TO DENOUNCE TAFT IN SENATE.

Poland Says Muzzle of Patronage Warrants Impeachment.

WASHINGTON, Dec. 3.—In a statement made public to-night Senator Miles Poland, of Washington, a member of the Progressive party, declared President Taft had been guilty of such misuse of the Federal patronage as to warrant his impeachment. Mr. Poland declared that it was his intention to bring the matter to the attention of the people through the medium of a speech in the Senate.

Mr. Poland charged that the Taft majority in the Chicago convention was made up in part of officeholders and in part by men who were influenced by officeholders.

He called particular attention to the case of Walter Landis, former postmaster at San Juan, Porto Rico. According to Senator Poland, Postmaster Landis was summarily removed from office by cable on the same day that Frederick Landis, a brother of Walter, delivered a speech in Indiana in which he denounced the Taft Administration.

## SNEAD NOT GUILTY OF MURDER OF CAPT. BOYCE

Texas Jury Recognizes Unwritten Law Plea and Acquits Banker.

FORT WORTH, Tex., Dec. 3.—J. Beal Snead was today found not guilty of the murder of Capt. Al G. Boyce, Sr. Snead shot Capt. Boyce to death on January 13 in Fort Worth soon after Snead had returned from Winnipeg, Canada, with his wife, with whom Al G. Boyce, Jr., son of Capt. Boyce, had eloped.

Snead set up self-defense and also a conspiracy on the part of the Boyces to rob him of his wife. The jury recognized the latter as an unwritten law plea. The demonstration over the verdict was spectacular. Walter Scott and W. P. McLean, Jr., lawyers for the defense, were fined for throwing their hats over the chandeliers in the court room.

The court room was a din of cheers from the friends of the Snead family, and their enthusiasm was so great that it was impossible for Judge Swayne to sufficiently identify any of them to impose the threatened fine. Only the counsel of the defense were fined. After the verdict slowly became clear to the mind of Snead, he threw his hat in the air and shouted.

The court room was crowded with eager, curious women, who joined in the demonstration, which continued for several minutes before the Sheriff could restore order.

While the Sneads were jubilant, the Boyces were apparently heartbroken over the verdict. No member of the immediate family would make a statement. The judge said he was surprised at the verdict and that he could not see how such a verdict could have been reached under the charges. Mrs. Snead heard the news from the street and hurried to the court house to join her husband in his rejoicing. They have apparently reached a complete reconciliation.

Al Boyce, Jr., was killed by Snead in Amarillo September 13, last, the eighth death resulting from the elopement. Snead will be tried on this charge in February at Vernon. His first trial on the charge of killing Capt. Boyce resulted in a disagreement.

As a sequel to the killing of Boyce, Sr., John T. Snead, father of John Beal Snead, was killed by R. O. Hilliard, one of his tenants. The assassin then killed himself during the first trial of Snead there were unexpected happenings nearly every day.

Eugene Clayton, witness in the case, was shot dead by Detective Ben I. Bell because he said something derogatory to Mrs. C. H. Havens.

Then followed the shooting of Al Boyce by Snead.

## HIS POLITENESS COSTS HIM \$5.

Magistrate Objects When Chauffeur Thanks Him for Fine.

Politeness is said to be cheap, but his "thank you" cost August Miller of 70 West 107th street \$5 in Jefferson Market court yesterday because it revealed a slight trace of sarcasm.

Miller is a chauffeur for the Singer Sewing Machine Company, and was in court because the automobile he was driving had been smoking the previous day. Magistrate Krotel's \$10 fine for this offence staggered him. It represented his weekly wages and he thought of this fact.

"Thank you," he ejaculated, and there was just the slightest manifestation of scorn.

"What's that?" roared the court, and Miller was called back. Patrolman Martin Noonan, who had made the smoking complaint, had heard the remark, and so had Assistant District Attorney Dickinson. A charge of disorderly conduct was made against the chauffeur by Noonan at the Magistrate's suggestion and Miller was fined \$5. He paid the \$5 and took a receipt.

## \$400 FOR A WEDGWOOD URN.

Funerary Pieces Fetch Highest Price at Lehigh Sale.

The Lehigh sale of old furniture, china, etc., continued yesterday. The total for the afternoon session reached \$4,544.50, making a total of \$14,544 for the antiques to date.

Among the most unique pieces of the collection was the black basalt covered Wedgwood vases, probably intended as funerals, with beautiful designs in relief after Flaxman. These brought the top figures of the afternoon sale, selling for \$400.

D. Duffie paid \$255 for a fine mahogany sideboard and Mrs. H. Esberg secured Sheraton high post bedstead for \$130.

An unusual Chinese Chippendale mirror with a frame elaborately carved with scrolls, leaves, shells and other devices sold to M. J. Fox for \$90.

A Meissen covered turned decorated with monogram landscape panels, cups and saucers sold to Cooper & Griffith for \$100.

A very rich red velvet service of Bohemian glass (22 pieces) sold for \$100.

The sale of the Lehigh collection of prints, containing many rare and quaint items began at the evening session. "The Blue View" brought the highest figure, \$475. It was a view of New York from Hoboken's Ferry House, New Jersey. It was printed in colors and is one of the rarest of the early views of New York, dated 1840.

Another New York print, one of Wall's views of the city from the Brooklyn Heights, sold for \$125.

The total sale of prints amounted to \$2,301.75. The sale of the furniture continues this afternoon and the remaining prints are to be sold to-night.

## JERSEY MAN KILLS HIMSELF.

Son of Ex-Mayor of Orange Despondent Over Ill Health.

SUMMIT, N. J., Dec. 3.—Clarence M. Ferry of 288 Summit avenue ended his life last night at his home by firing a bullet through his brain. His wife heard the shot and ran to his room, but he was dead when she found him.

His father, George J. Ferry, who also lives in Summit, was formerly Mayor of Orange, N. J., where the suicide was born thirty-seven years ago. His brother, Charles D. Ferry, is a member of the Summit Common Council.

Until October Clarence, his brother and his father were interested together in the Ferry Weber Hat Manufacturing Company of Newark, but the first named withdrew at that time preparatory to moving to California to make his permanent home there.

The motive for his act was despondency brought about by ill health and the prospect of leaving old associations. He is survived by his wife, father and brother.

## AT VIRGINIA HOT SPRINGS.

Work Begun to Enlarge the Homestead Hotel.

HOT SPRINGS, Va., Dec. 3.—Excavations for the addition to the Homestead Hotel, recently decided upon, have been begun and the work will be advanced rapidly, the building being completed August 1.

It will project from the ballroom corner at an angle completing an arch, of which the main building and the northwest wing are segments. The span from tip to tip will be about 100 feet.

The tower will be extended around the ballroom, which is octagonal, joining the new wing on the further side. This section will be filled with palms and other potted plants and will connect with the dancing hall with numerous entrances. The connection between the two buildings will not be made until after the close of the spring season.

Mr. and Mrs. R. A. Brand, who have been recuperating here for several weeks, will leave to-morrow for Washington, where their daughter, now in Wilmington, N. C., will join them for a tour in their private car. Mr. Brand sent his secretary in his private car for the other members of the family yesterday. They will wind up in New York for New Year's.

Mr. and Mrs. Bayard Dominick were among those driving to Landon Farm for luncheon to-day. Robert Burnett rode over with Della G. Pratt, who leaves with her family for New York Thursday. Some of the other riders and drivers to-day were Mrs. Melville E. Inghis, Jr., Mr. and Mrs. Charles Stewart, the Ind Mrs. J. A. McIntosh and Mr. and Mrs. E. B. Stirling.

A new dance called the "chicken flip" has been taken up here by a number of the younger set. In order to learn the step, which is an intricate turkey trot with variations, they had the clubhouse to themselves Saturday evening when the dance was tried by a company which included Miss Tennant King, Miss Ruth King, Miss Adelaide Pratt, Miss Mrs. Bertrande Spaulding, Vaughn Spaulding, Miss Margaret Conover, John Coleman, R. O. Derrick, Miss Jean M. Derrick and Miss Agnes Derrick.

Some of the other new regattas at the bathhouses are Mr. and Mrs. P. J. McIntosh, Mr. and Mrs. E. B. Stirling, Miss M. N. Longfellow and Samuel Mackay.

## SCULPTURE WITH LIFE THAT STIRS THE BLOOD

Chester Beach's Remarkable Work on Exhibition in the Macbeth Galleries.

## FULL OF POETRY AND FIRE

Interesting Personality Expressed in Many Forms and Phases by Young American.

With the opening to-day at the Macbeth gallery of his first important New York exhibition there comes a sculptor likely to gain the acquaintance, undeniably valuable of the large public that learns to know only the outstanding and considerable figures in the world of art. To not a few followers of what is promising and accomplished in the work of the younger artists Chester Beach's name will be not unfamiliar.

He has shown now and again that he had something to say and that he was fast acquiring skill of expression in his chosen medium, the difficult art of sculpture. But the present assemblage of nearly forty examples of Mr. Beach's recent work, done in Rome, chiefly within the last four years, gives proof that he has arrived and that the very small group of American sculptors of real quality has been augmented by a positive and interesting personality.

Like any other worker in the arts, this American—he was born in San Francisco as lately as 1881, and began there by being a decorator of jewelry—has not neglected to see and to be influenced by what the masters, old and contemporary, have done. It would be hard to find a sculptor nowadays who had not some debt to acknowledge, for example, to Auguste Rodin. Not to take advantage of what the Frenchman has done, not to step forward where he has opened a way, would be comparable to composing a piece of orchestral music in full ignorance of the development of orchestral color that was accomplished by Richard Wagner.

So Mr. Beach has passed through the doorway that Rodin unlocked, but he has nevertheless maintained his own gait, kept his individual character.

Sculpture that counts for anything and a good deal that does not has its own distinctive character as much as handwriting. Mr. Beach has written his name quite legibly over the best things in this exhibition of marble and bronze figures and groups. Perhaps the keynote of his style is its straightforwardness, its freedom from artificiality. Imaginative themes, conceptions that are not only sculptural but poetic, figures in which there is a welcome touch of humor, a readiness to be quite human, all partake of a certain directness and sincerity, a willingness to be

what one really is, a happy freedom from what is artificial or pose.

It is as though Mr. Beach should say to the visitor in his sculpture: "I believe thus and so with all my heart, and I have striven to express what I feel. But I have known also my limitations; I have not tried to gain your attention by shouting or by speaking a tongue that is strange to me. If you don't hear or understand my natural voice that is my misfortune, but I won't change it."

So the visitor gains confidence that what he sees here is real. There is no more difficulty in believing this about Mr. Beach's tenderly wrought and poetically imagined figure of a young girl, nude, standing with hands loosely clasped behind her, as she looks into the future—"Beyond," the sculptor calls her—than there is in recognizing genuine humor, the union of mature strength and childish helplessness, the pleasure that every one will take in a subject likable in itself and admirably illustrated, to be found in "The Big Wave," showing a man whose feet are in the water, lifting in his arms a happy child to avoid the breaker that is not less real because left to the imagination.

It is not less convincing, this truthful aspect of everything that Mr. Beach has done, in such a composition as "Life's Vortex," with its whirling spiral of ascending figures, poignant with human aspiration and laden too with experience than in the quite delightful little head of a baby, "Two Days Old," with its puffy cheeks, its soft and pleasurable look of unconsciousness in the sleeping face and its useless little arms, lying haphazard. It would seem, even to the little bronze figures designed to be used as seats, this authenticity of expression, this honesty of purpose and of execution, join to lighten and stimulate the observer.

The variety of what Mr. Beach has done is another testimony of the fortunate lack of formula, to the avoidance of a set method of utterance. In some of these figures the surface has been refined to the utmost, in others there has been a comparative roughness of treatment appropriate to the theme or to the general aspect of the composition. The detailed and decisive modeling of his male figure "Achievement," with its powerful pose, standing behind a rock with hands resting upon it and head upraised, is wholly in character. Equally so is the simplification of the wave surface in the strikingly rhythmic arrangement of plunging animals and leaping waters, "Wave Horses." The idea has within the limits of the sculptor's versatility dictated not only the form but the treatment of texture and the arrangement of light and shade.

Mr. Beach has, in fact, a good deal of what the translators of the famous "Six Canons" of Hsieh Ho, a Chinese artist and critic of fourteen hundred years ago, have called "rhythmic vitality" or "spiritual rhythm" expressed in the movement of life. This is the version used by Laurence Binyon, in his book on Eastern art, and presumably also in the lectures he is now giving on this

subject in America. Most of what Mr. Beach shows has this subtle response to the general rhythm of things. His figures seem to be moving in time or in tune with vibrations within the observer.

Look again at "Wave Horses," with its ordered disorder of struggle and exultation, its joyous identity of movement between the beasts and the element of which they are, for the moment, the effluence. Find it again in the subdued yet perceptible beat of the lovely and appealing figure "Beyond." Seek it, not in vain, in the original composition of Mr. Beach's "In the Woods—Fountain," with its curiously pyramided shape of a crouching nymph, above the head of a Pan, one of the most personal examples of this sculptor's art. And you cannot escape it in the arresting figure, stepping forth with her attention fixed upon the pre-occupied element she is guarding with shielding hand spread before the plate she carries—"Sacred Fire." Half consciously you will move with these expressive figures; you will feel the influence of their accord with the general rhythm and pulse of your own world.

Again, the visitor will hardly fail to note and enjoy the absence of grivings, of imperfectly contrived articulation, in this artist's handling of his subjects. The upward impulse of the group of small figures in "Life's Vortex" is sweeping and it carries the observer with it, but the figures in themselves are sufficiently defined to be intelligible; they do not hide their meaning, or any lack of it, by the device of obscurity. And in none of the imaginative compositions is the observer left in any doubt as to what the sculptor has sought to convey.

There will be further opportunity to look at what Mr. Beach has set forth in this highly interesting exhibition. Meanwhile it is not to be missed by the admirer of what is both significant and beautiful in sculpture.

## ROAD BUILDERS IN CONVENTION.

1,800 Hear Nelson P. Lewis Plead Gospel of Good Highways.

CINCINNATI, Dec. 3.—The ninth annual convention of the American Road Builders Association was opened here this morning at 11 o'clock, when Mayor Hunt delivered his address of welcome to about 1,800 visiting delegates, representing every State in the Union.

Responding to the address of welcome Nelson P. Lewis, president of the association and chief engineer of the Board of Estimate and Apportionment of New York city, in behalf of the association spoke briefly of the good roads movement. The morning session was taken up with speechmaking, all the speakers speaking on the one subject—good roads.

The great exhibition hall is crowded with the exhibits from the various States and dealers and manufacturers in articles and machinery for the building of good roads. New York and all the larger States have extensive exhibits at the convention.

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In the meantime the police had been notified and they immediately went in search of the negro. The farmers of the neighborhood at once formed a posse and undertook to search the woods, believing the negro is in hiding there.

## War Upsets Cruise Plans.

The Hamburg-American line has withdrawn its Mediterranean cruise owing to the Turkish-Balkan war and the unsettled conditions in the Orient. The liner *Clanranald*, which was scheduled for this cruise, will be sent on February 21 to the West Indies and the Panama Canal.

## ARMED POSSE SEEKS NEGRO AFTER ASSAULT

Young Woman Attacked on Country Road Near Trenton.

## LYNCHING IS FEARED

Assailant Thought to Be Hiding in Woods—Victim Is Dying.

TRENTON, Dec. 3.—A posse of armed farmers is to-night searching the woods in the western part of this city for the negro who terribly assaulted and injured a young woman shortly after dark to-night. The authorities are also looking for the negro, hoping to save him from a fever pitch and they insist that if they come across the negro they will riddle him with bullets before the authorities can get him.

The assault, one of the most brutal with which the police have had to deal in years, occurred about 7 o'clock to-night, Miss Luella Marshall, 30 years old, of 515 Pennington avenue, had been out in the country district visiting a woman friend and was on her way home when attacked. She had reached a lonely spot along the road, near the Odd Fellows Home, when she was attacked by the negro.

The woman was struck on the back of the head, the police believe, with a piece of lead pipe or some other blunt instrument and felled. Then, while unconscious, she was dragged into a field, through a barbed wire fence, to a spot about fifty feet from the roadway, where she was assaulted.

Leaving the woman unconscious the negro ran from the scene. Miss Agnes Eggert, who lives close by, saw him hurrying away down the road. She then heard moans coming from the field and she made a hurried investigation. She found Miss Marshall lying in a pool of blood and unable to say a word. Miss Eggert quickly gave the alarm and the injured woman was hurried to the Mercer Hospital, where it is said she will probably not recover.

At the hospital the doctors worked over her and finally succeeded in reviving her long enough for her to tell of the assault. Then she lapsed into unconsciousness before she was able to describe her assailant.

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# INTEGRITY

[Reprinted from the Boston Post, Dec. 3.]

In response to a request for his opinion on the report of the New Hampshire Public Service Commission, which was made public earlier in the day, President Charles S. Mellen said:

"I have not had an opportunity to read the very voluminous report just submitted by the commission, and so I am not prepared to discuss the recommendations of the commission.

"I have noticed, however, certain things in the report which are exceedingly gratifying, especially at this time, when there seems to be a renewal of the statements that the New Haven has not dealt fairly with the Boston & Maine, and a general agitation started against the New England railroad lines, which by false charges against the integrity of the management might become demoralizing to the railroad organization and harmful to the entire transportation and business interests of New England.

"It should be remembered that the Public Service Commission of New Hampshire has been investigating all matters relating to the Boston & Maine railroad and its control by the New Haven railroad for more than a year and has probed into every feature of railroad management.

"On the question of the effect of New Haven control the following statements are interesting:

Particular attention was devoted to the division of joint rates enjoyed by the Boston & Maine railroad and to the gateway of exchange relation between those interested in the Virginia Iron, Coal & Coke company, the Keystone Coal Company and the New York, New Haven & Hartford Railroad or its officers, and that these two coal companies together held contracts for 1,080,000 tons of the 1,500,000 tons needed to supply the Boston & Maine Railroad's annual requirements, it appeared from the best outside information obtainable from those experienced in coal business that both the terms and prices were advantageous and favorable to the railroad company.

"In the light of charges which are being loosely made as to coal contracts and other purchases, the following statement is particularly significant:

Special attention was given by the commission to the contracts for coal supply, and although it developed there was a close interlocking relation between those interested in the Virginia Iron, Coal & Coke company, the Keystone Coal Company and the New York, New Haven & Hartford Railroad or its officers, and that these two coal companies together held contracts for 1,080,000 tons of the 1,500,000 tons needed to supply the Boston & Maine Railroad's annual requirements, it appeared from the best outside information obtainable from those experienced in coal business that both the terms and prices were advantageous and favorable to the railroad company.

"The report further continues: 'In general, however, it was found that all efforts by those in immediate control of purchases were being bent to secure the best and most economical results, and especially is this true at the present time.'"